

Board of Commissioners

April 7, 2008 – 8:45 am

Meeting called to order by President Rininger. Commissioners Rininger, Logsdon, Gogel, and Board Attorney Lueken were present.

Claims

Claims 04/01/2008, 04/07/2008 Executive Session, 04/07/2008; Payroll claims 03/14/2008, 03/28/2008; Logsdon made a motion to approve all claims. Gogel seconded. All in favor.

Minutes

03/18/2008 minutes; Logsdon made a motion to approve as written. Gogel seconded. All in favor. 03/18/2008 Executive Session minutes; Logsdon made a motion to approve as written. Gogel seconded. All in favor.

Property Maintenance Ordinance

Debbie Steinkamp discussed the public hearing held on April 3rd regarding the proposed Property Maintenance Ordinance. Twenty-one people attended. Five people expressed concerns about how it will be administered and that it was not specific enough. Volunteers were asked for to discuss possible changes to the ordinance and nine people signed up.

Rininger stated that it seemed the main problem people had was with the ambiguity. Steinkamp stated that originally it was very specific and the attorneys involved made it more general.

One suggestion by an attendee to the hearing was to make the ordinance applicable only when there is gross negligence. Lueken asked where they came up with that term. Steinkamp said it is used in OSHA regulations. She said that for something to be gross negligence there would have to be a concern for immediate harm or injury.

Gogel asked why the county cannot just keep the ordinance that is already in place since it already allows the county to clean up trash and mow weeds if necessary. Lueken stated there are problems with the ordinance currently in place.

Logsdon stated that Leadership Spencer County offered to help when the commissioners needed community input; they may want to help with the ordinance. Rininger suggested that the group of volunteers from the hearing should be heard first and see what ideas they have and if they comply with the law. Discussion was had on when a meeting can be held. The next Solid Waste meeting will be held next Monday, Steinkamp will contact the volunteers and see if they will be available to meet prior to the meeting.

Logsdon read an email he received - withholding the writer's name, but stating that it was from a very influential person in the county. The writer stated that he did not think the county should be involved in property maintenance unless it affected the health and safety of the public.

Steinkamp will contact the volunteers and then let the commissioners know if they can meet prior to the Solid Waste meeting.

Mowing Bid Opening

Lueken opened and read the mowing bids as follows:

Robinson Landscaping	
CH in season	\$75/week
CH off season	\$10/month
LEC in season	\$55/week
LEC off season	\$10/month

Richland Lawn Care	
CH in season	\$60/week
CH off season	\$15/month
LEC in season	\$45/week
LEC off season	\$15/month

Austin's Lawn Card & Landscape	
CH in season	\$70/week
CH off season	\$20/month
LEC in season	\$60/week
LEC off season	\$15/month

Affordable Mowing Service	
CH in season	\$67/week
CH off season	\$15/month
LEC in season	\$50/week
LEC off season	\$15/month

4K Lawn Care & Landscaping	
CH in season	\$70/week
CH off season	\$14/month
LEC in season	\$62/week
LEC off season	\$14/month

Lueken will review and give a recommendation later in the meeting.

Bridge #184 Bid Opening

Lueken opened and read the name of the bidders as follows:

D-Lite Excavation
Craftsman Construction
Quality Craft Construction
Kirby Youngblood Farms
D. K. Parker Co., Inc.

Lueken, Lloyd and Painter will review the bids and report back later in the meeting.

Break at 9:40 am.

Reconvene at 9:43 am.

Community Corrections Board Appointment

Community Corrections Director Janice Weber wrote a letter requesting the commissioners appoint Brett Cieslack to the Community Corrections Board to fill the ex-offender position. Logsdon made a motion to appoint Brett Cieslack to the Community Corrections Board. Gogel seconded. All in favor.

Polling Place Approval

Clerk Ann Jochim presented the commissioners with a list of the polling places to be used in the upcoming election. There were no changes from the prior election. Gogel made a motion to approve the list of polling places. Logsdon seconded. All in favor.

Environmental Management Consultants, Inc.

Dan Moore of Environmental Management Consultants, Inc. briefly explained to the commissioners the work he can do with regard to asbestos, under/above ground storage tanks, training, consulting, and other services.

Mowing Bid Opening Continued

Lueken read the totals for the mowing bids calculated by estimating 35 weeks of in season maintenance and 4 months of off season maintenance as follows:

Robinson Landscaping	\$4,630.
Richland Lawn Care	\$3,795.
Austin's Lawn Care & Landscape	\$4,690.
Affordable Mowing Service	\$4,215.
4K Lawn Care & Landscaping	\$4,732.

Discussion was had on the insurance certificate. Logsdon made a motion to award the bid to Richland Lawn Care, with work not to begin until a certificate of insurance is on file in the Auditor's office naming the Spencer County Commissioners as additional insured. Gogel seconded. All in favor.

Rininger thanked all those who placed a bid.

Courthouse Exterior Cleaning

Joe King gave the commissioners two quotes he obtained to clean the exterior of the courthouse. One of the quotes was not clear as to what the final price would be. King was asked to clarify and report back at the next meeting. Shelton was asked to check on the balance of the courthouse maintenance account and report back at the next meeting.

Engineer Report

Lloyd stated that she will have the CEDIT reports ready for the commissioners at the next meeting.

Highway Report

Water Damage – Rininger asked Painter if the county has sustained any water damage due to the high waters. Painter stated that the department is keeping track of everything, nothing major.

CR 300 E – Discussion was had on the condition of CR 300 E.

Interlocal Agreement for Exchange of Services – Painter discussed the Interlocal Agreement for the Exchange of Services with the Town of Santa Claus. One of the roads on the east side of Santa Claus is in need of repair but it was included in an annexation so it is now the responsibility of the town. Discussion was had on other roads included in the agreement. Rininger stated that since the town's circumstances have changed, they should have their attorney draw up a new agreement. Lueken and Painter will contact the town's attorney.

Bridge # 184 Bid Opening Continued

Lloyd stated that the engineer estimate for the bridge project is \$100,212.80. Lueken read the bids as follows:

D-Lite Excavation	\$72,969.43
Craftsman Construction	\$69,152.00
Quality Craft Construction	\$58,684.83
Kirby Youngblood Farms	\$71,474.00
D. K. Parker Co., Inc.	\$86,069.22

Lueken stated that all of the necessary documents were included with the bids. Logsdon asked if all of the bidders were given a fair chance to participate. Lueken stated yes. Logsdon made a motion to accept the low bid submitted by Quality Craft Construction for \$58,684.83. Gogel seconded. All in favor. Rininger asked if the public had any questions. No response. Rininger thanked all bidders.

Break at 10:45 am.

Reconvene at 10:54 am.

Legal Report

Economic Development Committee Appointment – Lueken recommended Paul Giles to fill the opening on the Economic Development Committee. He is not currently on any other boards. Logsdon made a motion to appoint Giles to the committee. Gogel seconded. All in favor.

Town of Richland Incorporation – Lueken stated that the survey needed for the incorporation of the Town of Richland was received on April 2nd. All of the documents were turned in to the Plan Commission. Lueken met with Nora Yeager, and Bill Goffinet of the Indiana Association of City and Towns on the process. The plan commission has the incorporation on their agenda for their April 24th meeting. The commissioners will need to have a hearing 60 to 90 days after the filing of the petition. The petitioners must send all residents certified notice of the hearing. The process needs to be complete before June 30th, if prospective candidates for the town board are to get their names on the November ballot.

Rininger suggested addressing the incorporation at the first meeting in June. Lueken will research all relevant codes and report back at the next meeting.

Huffman Mill Bridge

Rininger announced that a \$240,000 grant was received by Spencer and Perry County for the Huffman Mill Bridge.

Ordinance Against Driving Through High Water

Discussion was had on an ordinance suggestion by EMA Director Perdue which would fine drivers who disregard high water signs and get stuck in flood water.

Logsdon made a motion to adjourn. Gogel seconded. All in favor. The meeting was adjourned at 11:32 am.

Board of Commissioners,

_____ President	_____
Attest:	
_____ Cindy Shelton, Auditor	_____
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